

MEMORANDUM OF SETTLEMENT AGREEMENT

CASE CAPTION: ROBERT K. HILL ETAL V. HILL BROTHERS CONSTRUCTION COMPANY, INC., ETAL.
COURT: U.S. D.C. N. MS CASE NUMBER: 3:14-cv-00213-SA-JMV DIVISION:

THE ABOVE REFERENCED MATTER WAS MEDIATED ON THE 8TH DAY OF AUGUST, 2016, AND A SETTLEMENT WAS REACHED. THE TERMS ARE AS FOLLOWS:

SEE ATTACHED TERMS OF AGREEMENT

The parties hereto acknowledge that each has the authority to execute this document to be fully binding on behalf of the person or entity indicated. The parties further acknowledge and agree that by executing this agreement they are binding themselves to the agreement. They further acknowledge and agree that, within a reasonable period of time hereafter they will enter into a formal settlement agreement, setting forth in more detail the terms of the agreement including the amount of any and all payments and an agreement to release, discharge, and forever hold the other harmless from any and all rights, claims, and causes of action arising from or related to the events and transactions which are subject matter of this case.

Done and signed at OXFORD, Mississippi, this 8TH day of AUGUST, 2016.

[Signature] For Kenneth Hill
[Signature] For Clyde Robert Hill
[Signature] For Kenneth Hill
[Signature] For TT
[Signature] For Plaintiff
[Signature] For Plaintiff

IF AGREEMENT IS EXECUTED,
MEDIATOR PLEASE PLACE COPY IN MAPS FILE.

ATTACHMENT
TO MEMORANDUM OF
SETTLEMENT AGREEMENT

Δ pay to π \$ 850,000 into stlmt. escrow account.
and 100% of mediation fee.

Class certified for stlmt purposes.

πs to incur all costs of notice, administration
of stlmt and any other costs associated w/
stlmt.

DOL to be notified of stlmt/ fairness hearing
~~and agree they will not pursue any~~
~~administrative proceedings/remedies.~~

No more than 5 % of putative class can
opt out.

πs release all claims, known and unknown, against
all defendants, current/former trustees, d's: o's,
etc.

Other than above, parties responsible for their
own fees and costs.

Δs do nothing to interfere w/ distribution of
\$ in People's Bank account.

Δs WILL ATTEMPT TO FACILITATE SECURING LIST OF
PLAN PARTICIPATES.

OBJ ~~PSD~~ PSB JCR